IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
SECOND APPEAL NO.365 OF 1992

Shri Kisan Narayan Garud Appellant

Vs.

Sou Hirabi Shankar Shinde & ors. Respondents

Mr.R.A.Thorat for appellant.

Mr. Ameya Tamhane h/f. Ms. Seema Sarnaik for Respondents.

CORAM: B.H.MARLAPALLE,J.

December 21, 2005.

P.C.

. The appellant-plaintiff had failed before both the Courts below in proving his title to the suit property. During the pendency of this Second Appeal, Regular Civil Suit No.152 of 1986 has been compromised and the said compromise also covers the agricultural land which is the subject matter of this Second Appeal. A copy of the compromise purshis placed before the trial Court in Regular Civil Suit No.152 of 1986 has been placed on record along with the letter addressed by the appellant to his learned counsel. The same are marked as "X" and "Y" respectively for identification.

. Mr.Thorat, the learned counsel, therefore, seeks leave to withdraw the appeal in view of the compromise between the plaintiff and the defendants. The learned counsel for the respondents has no objection for withdrawal.

. Leave is hereby granted and the appeal is dismissed as withdrawn on the basis of the compromise. Interim order, of any, stands vacated.

(B.H.MARLAPALLE,J.)